



Attorney's Docket No.: 6783.P016

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Paul Egli

Application No. 09/882,525

Filed: 06/15/2001

For: SOFTWARE FRAMEWORK FOR
WEB-BASED APPLICATIONS

Examiner: Rampuria, Satish

Art Unit: 2191

Confirm No: 9946

FIRST CLASS CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

on 11/27/06 Judy L. Steinkraus
Date

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DECLARATION OF PRIOR INVENTION UNDER 37 C.F.R. §1.131

I, Judith A. Szepesi, hereby declare as follows:

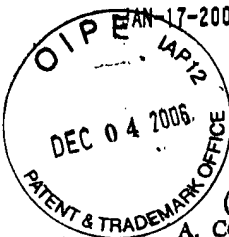
1. I am a patent attorney in the law firm of Blakely, Sokoloff, Taylor & Zafman LLP and I represent LightSurf Inc. in its patent matters.
2. I assumed responsibility for prosecution of this application after its filing. I received documents that accompanied the file for patent application 09/882,525 from John Smart, who prepared and filed the application on behalf of LightSurf, Inc, upon assuming responsibility for prosecution of this application.
3. Paul Egli, the inventor of the above referenced patent application faxed John Smart a memorandum (Exhibit A) detailing the date when various

stages of the invention were completed, as well as a source code log file (Exhibit B) as an attachment to the memorandum. As can be seen, the invention was reduced to practice prior to the earliest filing date of U.S. Patent Application 2002/0129060 of Rollins.

I further declare under penalty of perjury pursuant to the laws of the United States of America that the foregoing is true and correct, and that this declaration was executed by me on November 27, 2006 at Sunnyvale, California.
date City State


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JAN 17-2001 16:23

FROM-LightSurf

831-4691857

T-208 P.002/005 F-152

Exhibit A 09/882,525

REQUEST FOR CRITICAL INVENTION DATES

(Consult with others in your organization, as needed, for providing complete and accurate information.)

A. CONCEPTION

- (1) Date invention was conceived: _____
- (2) Is this date documented? Where?: _____

B. REDUCTION TO PRACTICE (e.g., working model built)

- (1) Date invention implemented (e.g., in source code): 9 Aug 31 2000
- (2) Is this date documented? Where? (Please attach source code log showing first check-in): see attached
- (3) Date of drawings or other descriptions of the invention that may have been sufficiently specific enough to enable a person skilled in the art to practice the invention: _____

C. COMMERCIAL PRODUCT

- (1) Product in which invention is implemented: _____
- (2) Target release date to any third parties: _____

D. PUBLIC USE/KNOWLEDGE, ON SALE/OFFER FOR SALE, AND/OR ANY COMMERCIAL USE

Check: _____ Date: _____ Comment: _____

Has the invention (or portions) been:

- tested by anyone who is not an employee of the company? (regardless of non-disclosure agreement) ☐ No ☒ Yes Oct 2000
- otherwise disclosed to anyone who is not an employee of the company? (regardless of non-disclosure agreement) ☒ No ☐ Yes _____
- existence disclosed during the course of negotiations with another company? (regardless of non-disclosure agreement) ☐ No ☒ Yes _____
- sold or offered for sale? (include any alpha or beta programs) ☒ No ☐ Yes _____
- used for any commercial purpose? (include any trade secret use) ☒ No ☐ Yes _____
- submitted or published anywhere outside the company in any form? ☒ No ☐ Yes _____
- disclosed in a patent application? ☒ No ☐ Yes _____
- been submitted or plan to be submitted as an abstract, conference presentation, Internet (Web) publication, or in other publication? (include probable publication date and meeting/journal; include pre-print if available) ☒ No ☐ Yes _____
- otherwise disclosed anywhere in any manner whatsoever? ☒ No ☐ Yes _____

INFORMATION PROVIDED BY:

Name: Paul F. J.Date: 17 Jan 2001

IMPORTANT INFORMATION REGARDING INVENTION DATES:

We rely on you for furnishing accurate and complete date information, which can then be entered into our docketing system for tracking. Inaccurate or unfurnished date information may result in the application missing an important filing deadline, with loss of all patent rights. If date information is not provided in a prompt manner, we cannot assume any responsibility for tracking deadlines. Should you need help in this important determination, please submit a request which includes a written detailed description of the circumstances surrounding your case. Unless we receive such a request, we will assume that any date information which you provide is accurate and complete, and we will not initiate an investigation to verify the date information or to uncover other date information, beyond furnishing this request.